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**OFFICE OF PETITIONS
ON PETITION**

In re Application of
Federico Capasso, et. al.
Application No. 09/826,237
Filed: April 4, 2001
Attorney Docket No. 65-104-1-19-28-7-34-13

This is a decision on the petition under 37 CFR 1.137(b), filed by facsimile transmission on April 18, 2003, to revive the above-identified application.

The above-identified application became abandoned for failure to reply in a timely manner to the Restriction mailed August 27, 2002, which set a shortened statutory period for reply of one (1) month or thirty (30) days (whichever is later). No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned after midnight September 27, 2002.

The petition is **GRANTED**.

The application is being forwarded to Technology Center 2800.

Telephone inquiries concerning this decision should be directed to Andrea Smith at (703) 308-6711.

Andrea Smith
Petitions Examiner
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for Patent Examination Policy